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3760 Rocky Mountain Ave.
Loveland, CO 80538
Telephone: (970) 493-7272
Facsimile: (970) 619-3011

Date: February 8, 2006

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Name: Examiner Ali R. Salimi, Group Art Unit 1648

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Pages: 6 (including this cover page)

Subject: Attorney File No. EQ-I-C2-2

U.S. Patent Application Serial No. 10/734,373

From: Theresa A. Brown, Esq. (970-493-7272 - Ext 4154)

Special Instructions:

Preliminary Amendment (5 pages)

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ATTN: MAIL STOP AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Dowling, Patricia W.
Youngner, Julius S.

Serial No.: 10/734,373

Filed: December 12, 2003

Atty. File No.: EQ-1 C2-2

For: "COLD-ADAPTED EQUINE
INFLUENZA VIRUSES"

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following Preliminary Amendment and Response to Restriction Requirement is being filed in response to a Restriction Requirement mailed from the Patent and Trademark Office on January 11, 2006. No fees are believed to be due with this response; however, if additional fees are due, please debit Deposit Account No. 081930.

Please amend the above-identified patent application as follows:

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PRELIMINARY AMENDMENT

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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO EXAMINER A.N. SALIMI, FAX NO. 571 274-8300, ADDRESSED TO MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, THIS ELEVENTH DAY OF FEBRUARY 2006	
By:	Susan A. Gordon
Susan A. Gordon	